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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NAACP LEGAL DEFENSE AND
EDUCATIONAL FUND, INC.,

Plaintiff,

V.

UNITED STATES DEPARTMENT OF
HOUSING AND URBAN DEVELOPMENT,

Defendant.

07 Civ. 3378 (GEL)

ECF CASE

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the Declarations of J. Bryan Howell and Darlene Hall, the exhibits attached thereto, the accompanying memorandum of law, and all prior pleadings and proceedings herein, defendant United States Department of Housing and Urban Development (the “Government”), by its attorney Michael J. Garcia, United States Attorney for the Southern District of New York, shall move this Court, before the Honorable Gerard E. Lynch, United States District Judge, in the United States Courthouse, 500 Pearl Street, New York, New York, for partial summary judgment pursuant to Federal Rule of Civil Procedure 56.

PLEASE TAKE FURTHER NOTICE that pursuant to Local Civil Rule 6.1, answering papers, if any, are to be served no later than August 30, 2007, and the Government's reply, if any, shall be served no later than five (5) business days thereafter.

Dated: New York, New York
August 16, 2007

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Defendant

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